

1-1 By: Guillen, et al. (Senate Sponsor - Zaffirini) H.B. No. 59  
1-2 (In the Senate - Received from the House April 26, 2017;  
1-3 May 4, 2017, read first time and referred to Committee on State  
1-4 Affairs; May 19, 2017, reported favorably by the following vote:  
1-5 Yeas 9, Nays 0; May 19, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Huffman	X		
1-9	Hughes	X		
1-10	Birdwell	X		
1-11	Creighton	X		
1-12	Estes	X		
1-13	Lucio	X		
1-14	Nelson	X		
1-15	Schwertner	X		
1-16	Zaffirini	X		

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to certain lottery prize winners' choice to remain  
1-20 anonymous.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 466.015, Government Code, is amended by  
1-23 adding Subsection (b-1) to read as follows:

1-24 (b-1) The commission shall adopt rules governing  
1-25 nondisclosure of the personally identifiable information of  
1-26 certain lottery prize winners under Section 466.411.

1-27 SECTION 2. Section 466.022(b), Government Code, is amended  
1-28 to read as follows:

1-29 (b) In addition to commission records excepted from  
1-30 disclosure under Chapter 552, the following information is  
1-31 confidential and is exempt from disclosure:

1-32 (1) security plans and procedures of the commission  
1-33 designed to ensure the integrity and security of the operation of  
1-34 the lottery;

1-35 (2) information of a nature that is designed to ensure  
1-36 the integrity and security of the selection of winning tickets or  
1-37 numbers in the lottery, other than information describing the  
1-38 general procedures for selecting winning tickets or numbers; ~~and~~

1-39 (3) the street address and telephone number of a prize  
1-40 winner, if the prize winner has not consented to the release of the  
1-41 information; and

1-42 (4) except as otherwise authorized by Section 466.411,  
1-43 all personally identifiable information of a natural person who is:

1-44 (A) a lottery prize winner and who has chosen to  
1-45 remain anonymous under Section 466.411; or

1-46 (B) an owner of a beneficial interest in a legal  
1-47 entity that is a lottery prize winner and who has chosen to remain  
1-48 anonymous under Section 466.411.

1-49 SECTION 3. Subchapter I, Chapter 466, Government Code, is  
1-50 amended by adding Section 466.411 to read as follows:

1-51 Sec. 466.411. CHOICE BY CERTAIN PRIZE WINNERS TO REMAIN  
1-52 ANONYMOUS. (a) Subject to Subsection (b), a natural person who is  
1-53 a prize winner of a lottery prize in an amount equal to \$1 million or  
1-54 more, or who is an owner of a beneficial interest in a legal entity  
1-55 that is a prize winner of a lottery prize in an amount equal to \$1  
1-56 million or more, may on the date the winner claims the prize choose  
1-57 to remain anonymous and prohibit all personally identifiable  
1-58 information from being released to the public.

1-59 (b) The commission may release or disclose the personally  
1-60 identifiable information of a natural person who is a lottery prize  
1-61 winner if the person chooses to have the prize paid in periodic

2-1 installments. The commission may only disclose the information on  
2-2 or after the 30th day after the date the person claims the lottery  
2-3 prize if the person chooses to remain anonymous under Subsection  
2-4 (a).

2-5 (c) For purposes of this section, the amount of a lottery  
2-6 prize is the total amount of prize money paid to a prize winner for a  
2-7 single lottery prize claim, whether paid in one payment or in  
2-8 periodic installments, before deducting any federal tax  
2-9 withholdings or other deductions required by law.

2-10 (d) This section does not prohibit release of a natural  
2-11 person prize winner's city or county of residence or prevent the  
2-12 commission from releasing the person's personally identifiable  
2-13 information to the Health and Human Services Commission or as  
2-14 necessary to comply with Section 466.407 or 466.4075.

2-15 SECTION 4. (a) Not later than December 1, 2017, the Texas  
2-16 Lottery Commission shall adopt the rules and procedures necessary  
2-17 to implement the changes in law made by this Act to Chapter 466,  
2-18 Government Code.

2-19 (b) Section 466.411, Government Code, as added by this Act,  
2-20 applies only to an initial claim for a lottery prize in an amount  
2-21 equal to \$1 million or more that is submitted to the Texas Lottery  
2-22 Commission on or after January 1, 2018.

2-23 SECTION 5. This Act takes effect September 1, 2017.

2-24 \* \* \* \* \*